IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 25TH MAY 2007 / 4TH JYAISHTA 1929

Bail Appl..No. 3044 of 2007(A)

(CRIME NO. 255/2007 OF PANDALAM POLICE STATION)
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PETITIONERS/ACCUSED 2-6:
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1. **K.K.KRISHNANKUTTY NAIR,**
   KURUNTHITTATHIL VEEDU,
   NJETOOR,KULANADA.
   ASSISTANT SECRETARY,
   KULANADA SERVICE CO-OP.BANK LTD.,
   KULANADA.

2. **P.T.JACOB,AGED 46 YEARS,**
   S/O.THOMAS,POLAKAROTTU,
   ULAADU MURI,KULANAND VILLAGE.
   (SECRETARY,
   KULANADA SERVICE CO-OP.BANK LTD.,
   KULANADA).

3. **K.S.REMABHAI,AGED 46 YEARS,**
   KALLIRIKKUNNATHIL SIVAKRIPA,
   PANANGAD,KULANADA.
   (SENIOR CLERK,
   KULANADA SERVICE CO-OP.BANK LTD.,
   KULANADA).

4. **P.N.KUTTAN NAIR,**
   PAZHOORTHUNDIL,NJETOOR,
   KULANADA.
   (PEON,
   KULANADA SERVICE CO-OP.BANK LTD.,
   KULANADA.)

B.A. NO. 3044/2007:

5. P.V.UTHAMAKUTTY,PARAYIL VEEDU,
KAIPUZHA NORTH,KULANADA,
(ATTENDER,
KULANADA SERVICE CO-OP.BANK LTD.,
KULANADA).

BY ADV. SRI.B.VINOD,
SRI.M.K.SASIDHARAN NAIR.

RESPONDENT/COMPLAINANT:

STATE OF KERALA,
REP.BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI. P.N. SUKUMARAN.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 25/05/2007,ALONG WITH B.A. NOS. 3053/2007 & 2855/2007 THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. Nos.2855, 3044 and 3053 OF 2007

Dated this the 25th day of May, 2007

O R D E R

Petitioners in these petitions are some of the accused persons in Crime Nos.244/07 of Pandalam Police Station for offences punishable under sections 403, 408, 409 and 415 IPC and Crime No.255/07 of the said Police Station for offences punishable under sections 403, 405, 408, 409 and 477 IPC and Crime No.256/07 of the said Police Station for offences punishable under sections 403, 405, 408, 409, 415 and 477 IPC. The petitioners seek anticipatory bail.

2. Learned Public Prosecutor opposed the applications submitting, inter alia, that more than 41 lakhs of rupees have been misappropriated by the petitioners, who were the office bearers of the Kulanada Service Co-operative Bank Ltd.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioners to surrender before the Investigating Officer for the purpose of interrogation and then to have their application for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioners shall surrender before the investigating officer on any day between 30-05-2007 and 01-06-2007 for the purpose of interrogation and recovery of incriminating material,

if any. The petitioners shall, thereafter, be produced on the same day before the Magistrate, who shall release the petitioners on bail on appropriate conditions.

These petitions are disposed of as above.

(V. RAMKUMAR, JUDGE)

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